

WEDNESDAY, FEBRUARY 17, 1988

FIFTY-EIGHTH LEGISLATIVE DAY

The House met at 2:00 P.M. and was called to order by Representative DeBerry, Speaker Pro Tempore.

The proceedings were opened with prayer by Stanley J.A. McNery, Oak Grove Church of Christ, McMinnville, Tennessee, guest of Representative I.V. Hillis, Jr.

Representative I.V. Hillis, Jr. led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 98

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Draw, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 98.

The Speaker announced that Representative Clark was excused because of illness.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1105, 1364, 1372, 1385, 1440, 1452, 1473, 1549, 1558, 1559, 1586, 1655, 1656, 1746, 1829 and 2117; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 288, 300, 318, 344, 347 and 348; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

RULES SUSPENDED

Rep. Davidson moved to suspend the rules for the immediate introduction of House Resolution No. 93, which motion prevailed.

House Resolution No. 0093 -- Memorials, Government Officials -- Urges the Interagency Committee on Smoking and Health to refrain from making policy statements concerning U.S. tobacco products. by *Davidson.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Davidson, the resolution was adopted.

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 1388** -- Highways, Roads and Bridges -- Requires owners of utilities located in right-of-way to relocate such utilities if necessary due to department of transportation construction.

Further consideration of House Bill No. 1388, previously considered on Wednesday, February 10, 1988, at which time a motion was made to adopt Amendment No. 1.

Rep. Rhinehart renewed his motion for passage of House Bill No. 1388 on third and final consideration.

Rep. Robinson (Davidson) renewed his motion to amend as follows:

Amendment No. 1

Amend House Bill No. 1388 by deleting the words "or user" in the definition of "Owner" in Section 2 and substituting instead the language, "user or joint user".

AND FURTHER AMEND by adding the following definition in Section 2:

(7) "Appropriate vertical and horizontal locations of underground utility facilities" means the depth below the existing ground line within one (1) foot and the location on a strip of land at least four (4) feet wide but not wider than the width of the utility facility plus two (2) feet on either side of the utility facility.

AND FURTHER AMEND by adding the language "return receipt requested addressed to the designated representative of" between the words "mail" and "the" in the first paragraph of Section 3.

AND FURTHER AMEND by adding the following new sentence at the end of the first paragraph of Section 3:

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The department shall make every reasonable effort to identify the current and correct mailing address for each such owner, in order to give actual notice to the appropriate personnel responsible for planning such relocation or adjustment of utility facilities of each owner.

AND FURTHER AMEND by deleting the language "two (2) weeks" in the second paragraph of Section 3 and substituting instead the language "sixty (60) days".

AND FURTHER AMEND by adding the language "at least two (2) sets of" between the words "with" and "project" in the first paragraph of Section 4.

AND FURTHER AMEND by deleting the language "one hundred (100)" and substituting the language "seventy-five (75)" in the second paragraph of Section 4, and deleting the language "exact vertical and horizontal location and" in the second paragraph of Section 4 and substituting instead the language "approximate vertical and horizontal locations of underground utility facilities, exact horizontal location of above-ground utility facilities,".

AND FURTHER AMEND by adding the following new sentence at the end of the second paragraph of Section 4:

Should coordination with other owners be required in order for an owner to prepare a plan and schedule of working days, then additional time shall be allowed, but in no case shall such additional time exceed the original seventy-five (75) calendar days by more than an additional thirty (30) calendar days.

AND FURTHER AMEND by adding the following new paragraphs after the second paragraph of Section 4:

After the owner has submitted its plan and schedule of working days, the department shall approve them if reasonable and notify the owner by certified mail of approval and the date for beginning installation, relocation or adjustment.

After the owner has completed the installation, relocation or adjustment, or any part thereof, and the department requires any additional relocation or adjustment, the department shall reimburse the owner for the cost thereof.

The department shall give its contractor and the owner notice of any change in highway construction which would require any additional relocation or adjustment and the owner shall be given an agreed reasonable time to accomplish such work.

The department's contractor shall be liable for any damages negligently inflicted to the owner's utility facilities occurring during the time provided for in the schedule of working days for installation, relocation or adjustment or during the agreed reasonable time for any additional relocation or adjustment.

AND FURTHER AMEND by adding the following new Sections 5 and 6 renumbering the existing Section 5 accordingly:

SECTION 5. In the event the department does not notify the owner by certified mail of its approval of the plan and schedule of working days and date for beginning installation, relocation or adjustment within one (1) year after their submission, then the owner shall be allowed to submit a revised cost estimate, when applicable, which shall be incorporated into the utility relocation contract.

SECTION 6. The department's resident engineer shall act as liaison between the owner and the department's contractor on any project to which this law is applicable.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Rhinehart moved that House Bill No. 1388, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winingham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1766 -- Day Care -- Permits local board of education to establish before and after school day care but no state or local funds may be used. Amends TCA 49-2-203.

Rep. Naifeh moved that House Bill No. 1766 be passed on third and final consideration.

Rep. Naifeh moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1766 in the second sentence of the amendatory language of Section 1 by deleting the words "state school funds" and substituting instead the words "Tennessee foundation program school funds".

On motion, the amendment was adopted.

Thereupon, Rep. Burnett moved that House Bill No. 1766, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1767 -- State Employees -- Authorizes Commissioner of Finance and Administration to develop a cafeteria benefits plan. Amends TCA, Title 8, Ch. 25, Pt. 3, 8-34-112, 116.

Rep. Naifeh moved that House Bill No. 1767 be passed on third and final consideration.

Rep. Naifeh moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1767 by deleting Section 4 in its entirety and by renumbering the subsequent section accordingly.

On motion, the amendment was adopted.

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Thereupon, Rep Naifeh moved that House Bill No. 1767, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 1771 -- Correctional Programs -- Revises standard for determination of requirement of payment of supervision fee. Amends TCA 40-28-201, 202.

Rep. Naifeh moved that House Bill No. 1771 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

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House Bill No. 1396 -- County Officers -- Clarifies legislative intent concerning most recent increases in compensation of county officers and clerks of courts. Similar to *SB 1347. Amends TCA 8-24-102, 104.

On motion, House Bill No. 1396 was made to conform with Senate Bill No. 1409.

On motion, **Senate Bill No. 1409**, on same subject, was substituted for House Bill No. 1396.

Rep. Naifeh moved passage of Senate Bill No. 1409 on third and final consideration, which motion failed by the following vote:

Ayes	40
Noes	46
Present and Not Voting	8

Representatives voting aye were: Burnett, Byrd, Cain, Collier, Cross, Curlee, Davis (Gibson), DeBerry, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Hillis, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Miller, Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Stallings, Swann, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Winningham, Wix and Mr. Speaker Murray -- 40.

Representatives voting no were: Bell, Bewley, Bivens, Bragg, Buck, Chiles, Coffey, Copeland, Crain, Davidson, Davis (Cocke), Davis (Knox), DePriest, Good, Harrill, Hawkins, Henry, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Lawson, May, McAfee, Montgomery, Moody, Moore (Lawrence), Purcell, Rhinehart, Robinson (Washington), Severance, Shirley, Stafford, Tankersley, Webb, Wheeler, Whitson, Williams, Wolfe, Wood and Yelton -- 46.

Representatives present and not voting were: Bushing, Dixon, Head, Herron, Long, Pruitt, Starnes and West -- 8.

Thereupon, pursuant to Rule No. 39, Senate Bill No. 1409, having failed to receive a constitutional majority, was re-referred to the Committee on Calendar and Rules.

Mr. Speaker Murray resumed the Chair.

House Bill No. 1681 -- County Officers -- Restricts time limit for county legislative body to override veto of county executive. Amends TCA, Titles 2, 5.

Rep. Rhinehart moved that House Bill No. 1681 be passed on third and final consideration.

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Rep. Miller moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1681 by deleting from Section 1 the language "ten (10) days", and by substituting instead the language "twenty (20) days".

On motion, the amendment was adopted.

Thereupon, Rep. Rhinehart moved that House Bill No. 1681, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

***House Bill No. 1371 -- Alcoholic Beverages --** Regulates certain outdoor beer advertising signs. Amends TCA, Title 57, Ch. 5, Pt. 3.

On motion, House Bill No. 1371 was made to conform with Senate Bill No. 1540.

On motion, **Senate Bill No. 1540**, on same subject, was substituted for House Bill No. 1371.

Rep. Scruggs moved passage of Senate Bill No. 1540 on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0
Present and Not Voting	1

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 97.

Representative present and not voting was: Stafford -- 1.

A motion to reconsider was tabled.

House Bill No. 1581 -- Public Employees -- Allows former members of General Assembly who are presently state employees to use legislative service when calculating longevity pay and annual leave. Amends TCA 8-23-206, 8-50-101.

Rep. Ellis moved that House Bill No. 1581 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	62
Noes	27
Present and Not Voting	4

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Ellis, Garrett, Hassell, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Miller, Moore (Lawrence), Naifeh, Napier, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Shirley, Stafford, Stallings, Starnes, Tanner, Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, and Mr. Speaker Murray -- 62.

Representatives voting no were: Chiles, Coffey, Copeland, Duer, Frensley, Harrill, Hawkins, Head, Henry, Holcomb, Jackson, May, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Peroulas, Robinson (Washington), Scruggs, Severance, Swann, Tankersley, Turner B. (Hamilton), Wolfe, Wood and Yelton -- 27.

Representatives present and not voting were: Bragg, Dixon, Good and Robinson (Hamilton) -- 4.

A motion to reconsider was tabled.

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CONSENT CALENDAR

House Joint Resolution 0517 -- Memorials, Professional Achievement -- Honors Oma McNabb on receipt of Presidential Award for teaching science and mathematics.

House Joint Resolution 0519 -- Memorials, Heroism -- Honors State Trooper Ronnie Belew for heroic service to community.

House Joint Resolution 0521 -- Memorials, Professional Achievement -- Honors Toy F. Reid on receipt of 39th CDA Honor award.

House Bill No. 1713 -- Sullivan County -- Eliminates conflict between private act and general statute concerning assignment of delinquent tax cases. Amends Chapter 27, Private Acts of 1935.

House Bill No. 2216 -- Sullivan County -- Transfers probate jurisdiction in Sullivan County from probate court to Chancery Court at Blountville. Repeals Chapter 33, Private Acts of 1983.

Rep. Phillips moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

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UNFINISHED BUSINESS

MESSAGE FROM SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 2409, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL RETURNED

There being no objection, Rep. Lawson asked that the Clerk be directed to return House Bill No. 2409 to the Senate as requested.

BILLS WITHDRAWN

On motion of Rep. Nance, House Bill No. 106 was recalled from the State and Local Government Committee.

On motion of Rep. Nance, **House Bill No. 106** was withdrawn from the House.

On motion of Rep. Ridgeway, House Bill No. 453 was recalled from the State and Local Government Committee.

On motion of Rep. Ridgeway, **House Bill No. 453** was withdrawn from the House.

On motion of Rep. Bivens, House Bill No. 931 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, **House Bill No. 931** was withdrawn from the House.

On motion of Rep. Bivens, House Bill No. 1048 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, **House Bill No. 1048** was withdrawn from the House.

On motion of Rep. Bivens, House Bill No. 1049 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, **House Bill No. 1049** was withdrawn from the House.

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On motion of Rep. Bivens, House Bill No. 1050 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, House Bill No. 1050 was withdrawn from the House.

On motion of Rep. Bivens, House Bill No. 1052 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, House Bill No. 1052 was withdrawn from the House.

On motion of Rep. Bivens, House Bill No. 1053 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, House Bill No. 1053 was withdrawn from the House.

On motion of Rep. Bivens, House Bill No. 1055 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, House Bill No. 1055 was withdrawn from the House.

On motion of Rep. Bivens, House Bill No. 1056 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, House Bill No. 1056 was withdrawn from the House.

On motion of Rep. Bivens, House Bill No. 1057 was recalled from the Judiciary Committee.

On motion of Rep. Bivens, House Bill No. 1057 was withdrawn from the House.

On motion of Rep. Davis (Knox), House Bill No. 1487 was recalled from the State and Local Government Committee.

On motion of Rep. Davis (Knox), House Bill No. 1487 was withdrawn from the House.

On motion of Rep. Cross, House Bill No. 2190 was recalled from the Transportation Committee.

On motion of Rep. Cross, House Bill No. 2190 was withdrawn from the House.

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SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 142: Rep. Buck added as a prime sponsor.

House Bill No. 492: Reps. DeBerry and Burnett added as a prime sponsors.

House Bill No. 1168: Rep. Turner C. (Shelby), and Purcell added as prime sponsors.

House Bill No. 1357: Rep. Byrd added as a prime sponsor.

House Bill No. 1371: Rep. Drew added as a prime sponsor.

House Bill No. 1396: Rep. Cain added as a prime sponsor.

House Bill No. 1617: Rep. Peroulas added as a prime sponsor.

House Bill No. 1768: Rep. Williams added as a sponsor.

House Bill No. 1769: Rep. West added as a sponsor.

House Bill No. 1814: Reps. Swann and Wood added as prime sponsors.

House Bill No. 1875: Reps. Bragg and Swann added as prime sponsors.

House Bill No. 1961: Rep. Head added as a prime sponsor.

House Bill No. 2254: Rep. Napier added as a sponsor.

House Bill No. 2313: Rep. Curlee added as a sponsor.

House Bill No. 2351: Reps. Byrd and Turner C. (Shelby) added as prime sponsors.

House Bill No. 2352: Reps. Byrd and Turner C. (Shelby) added as prime sponsors.

House Bill No. 2404: Rep. West added as a sponsor.

House Bill No. 2416: Rep. Kernell added as a prime sponsor.

SPONSORS REMOVED

On motion of Rep. Miller, his name was removed as prime sponsor of House Bill No. 492.

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ANNOUNCEMENTS

Pursuant to **House Rule No. 75**, Rep. Naifeh announced that the Select Committee on Rules has met and will make a recommendation tomorrow relative to changes in **House Rule No. 81-1**.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution 0523 -- Memorials, Sports -- Honors Coach Jeff Kelly and the Dresden High School baseball team on winning the TSSAA Class A state Championship. by *Herron.

The Speaker referred House Joint Resolution No. 0523 to the Calendar and Rules Committee.

House Joint Resolution 0524 -- Memorials, Public Service -- Honors Mayor Vestor Waldron of LaVergne for exemplary leadership in community. by *Hobbs.

The Speaker referred House Joint Resolution No. 0524 to the Calendar and Rules Committee.

House Joint Resolution 0525 -- Memorials, Condolence -- Honors the memory of former State Representative Elmer W. Disspayne. by *West.

The Speaker referred House Joint Resolution No. 0525 to the Calendar and Rules Committee.

House Joint Resolution 0526 -- Memorials, Recognition and Thanks -- Honors Fayetteville-Lincoln County Day. by *Phillips, *DePriest.

The Speaker referred House Joint Resolution No. 0526 to the Calendar and Rules Committee.

SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)

***Senate Joint Resolution 0321** -- General Assembly, Adjournment, Recess -- Provides for adjournment sine die of Ninety-fifth General Assembly.

*The Speaker referred Senate Joint Resolution No. 0321 to the Calendar and Rules Committee.

Senate Joint Resolution 0343 -- Memorials, Condolence -- Honors memory of Mac King of Bristol.

The Speaker referred Senate Joint Resolution No. 0343 to the Calendar and Rules Committee.

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Senate Joint Resolution 0344 -- Memorials, Condolence -- Honors memory of Robert E. Bonner, Jr.

The Speaker referred Senate Joint Resolution No. 0344 to the Calendar and Rules Committee.

Senate Joint Resolution 0347 -- Memorials, Recognition and Thanks -- Commends Kelly Johnson for her work as a Senate page.

The Speaker referred Senate Joint Resolution No. 0347 to the Calendar and Rules Committee.

Senate Joint Resolution 0348 -- Memorials, Recognition and Thanks -- Commends Carrie Meginley for her work as a Senate page.

The Speaker referred Senate Joint Resolution No. 0348 to the Calendar and Rules Committee.

RESOLUTIONS LYING OVER

***Senate Joint Resolution 0288** -- Memorials, Congress -- Urges each state to request constitutional convention to propose amendment giving president line item veto.

The Speaker referred Senate Joint Resolution No. 0288 to the Judiciary Committee.

***Senate Joint Resolution 0300** -- Naming and Designating -- Names Tennessee National Guard Armory at Somerville in honor of Julius B. Summers, Sr.

The Speaker referred Senate Joint Resolution No. 0300 to the State and Local Government Committee.

***Senate Joint Resolution 0318** -- Naming and Designating -- Designates bridge on old State Route 67 as "J. Frank 'Bob' Percy Memorial Bridge".

The Speaker referred Senate Joint Resolution No. 0318 to the Transportation Committee.

INTRODUCTION OF BILLS

House Bill No. 2442 -- Newbern -- Renames marshal as chief of police; removes requirement that be citizen of Newbern. Amends Chapter 450, Acts of 1901, as amended. by *Holt.

Passed first consideration.

House Bill No. 2443 -- Ripley -- Revises term of office for mayor and aldermen. Amends Chapter 223, Acts of 1901. by *Crain.

Passed first consideration.

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House Bill No. 2444 -- Environmental Preservation -- Provides for regulation of gasoline and diesel storage tanks. Amends TCA, Title 67. by *Kernell.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

***Senate Bill No. 1372 -- Sexual Offenses --** Includes sexual conduct committed by a victim on the defendant within the Sexual Offenses Law of 1979. Amends TCA, Title 39, Ch. 2, Pt. 6.

Passed on first consideration.

Senate Bill No. 1105 -- Courts, General Sessions -- Establishes new compensation and work schedule for general sessions courts based upon population classes; creates executive secretary to general sessions judges conference. Amends TCA, Title 16, Ch. 15; Title 17, Ch. 3, Pt. 2. Repeals TCA, Title 37, Ch. 1, Pt. 2.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1168.

***Senate Bill No. 1364 -- Estates --** Changes definition of and requirements for executors, trusts and administration of estates. Amends TCA 26-2-104, 26-4-101; Title 30, Ch. 1, 30-1-107, 116, 30-2-301, 307, 30-2-702, 30-4-103, 35-1-113, 35-2-102, 110; Title 35, Ch. 50, 35-50-107. Repeals TCA 31-2-109.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1881.

***Senate Bill No. 1385 -- County Government --** Authorizes certain counties to invest in bankers acceptances commercial paper and certain public issued bonds. Amends TCA 5-8-301.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1387.

***Senate Bill No. 1440 -- Motor Vehicles, Titling and Registration --** Allows disabled veterans and handicapped persons who lease vehicles to qualify for special license plates.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1448.

***Senate Bill No. 1452 -- Racing --** Extends prohibition for placing pari-mutuel wagering issue on ballot when previously defeated. Amends TCA 4-36-401.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1390.

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***Senate Bill No. 1473 -- Professions, Businesses and Trades -- Establishes qualifications for geologists.**

Held on Clerk's desk pending third consideration of the companion House Bill No. 1429.

Senate Bill No. 1512 -- County Boundaries -- Revises boundary between Cumberland and Rhea counties.

Held on Clerk's desk pending third consideration of the companion *House Bill No. 1352.

Senate Bill No. 1513 -- County Officers -- Increases amount paid to constables and sheriffs for grand jury duty or waiting in court.

Held on Clerk's desk pending third consideration of the companion *House Bill No. 1378.

***Senate Bill No. 1523 -- County Officers -- Establishes maximum compensation for certain county officials. Amends TCA 8-24-102.**

Held on Clerk's desk pending third consideration of the companion House Bill No. 1904.

Senate Bill No. 1535 -- County Boundaries -- Revises boundary between Cumberland and Bledsoe counties.

Held on Clerk's desk pending third consideration of the companion *House Bill No. 1382.

Senate Bill No. 1549 -- Licenses -- Allows certain children to sell bakery goods without a license.

Held on Clerk's desk pending third consideration of the companion *House Bill No. 1435.

***Senate Bill No. 1558 -- Hospitals and Health Care Facilities -- Requires notice to nursing homes within specific times for imposition of Type A civil penalties. Amends TCA 68-11-813.**

Held on Clerk's desk pending third consideration of the companion House Bill No. 1850.

Senate Bill No. 1559 -- Hospitals and Health Care Facilities -- Broadens definition of health care institution to include intermediate care facilities for mentally retarded. Amends TCA 68-11-102.

Held on Clerk's desk pending third consideration of the companion *House Bill No. 1443.

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***Senate Bill No. 1580 -- Utilities, Utility Districts --** Provides for selection of certain utility district commissioners. Amends TCA, Title 7, Ch. 82.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1917.

***Senate Bill No. 1586 -- Zoning --** Requires property owner to submit plats personally. Amends TCA, Title 13, Chs. 3, 4.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1889.

***Senate Bill No. 1626 -- State Employees --** Changes date for retiring wildlife officers to receive longevity pay. Amends TCA 8-23-206.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1722.

***Senate Bill No. 1632 -- Municipal Government --** Extends insurance benefits to dependents of covered employees and officials. Amends TCA 8-50-301, 304, 306.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1787.

***Senate Bill No. 1643 -- Planning, Public --** Changes definition of "subdivision" as it pertains to regional and municipal planning. Amends TCA, Title 13, Chs. 3, 4.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1656.

***Senate Bill No. 1655 -- Criminal Procedure --** Establishes procedure for determining which judge hears a petition for post conviction relief when the issue of competency of counsel is raised. Amends TCA 40-30-103.

Held on Clerk's desk pending third consideration of the companion House Bill No. 2090.

Senate Bill No. 1656 -- Criminal Procedure -- Gives defendant the right to decide whether a misdemeanor will be disposed of in general sessions court upon either plea of guilty or not guilty. Amends TCA, Title 16, Ch. 15, Pt. 7.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1436.

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***Senate Bill No. 1746** -- Insurance Companies, Agents, Brokers -- Establishes coordination of benefits priority for certain persons insured under more than one plan of insurance. Amends TCA, Title 56.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1524.

***Senate Bill No. 1829** -- Real Property -- Authorizes Tennessee Real Estate Commission to reject an application for time share registration in certain circumstances. Amends TCA 66-32-121.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1795.

***Senate Bill No. 2117** -- Taxes, Real Property -- Increases amount of assessed market value on which tax refund to elderly will be paid. Amends TCA 67-5-702, 703.

Held on Clerk's desk pending third consideration of the companion House Bill No. 1769.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 2436 -- Taxes, Privilege -- Passed second consideration and held on the Clerk's desk.

House Bill No. 2437 -- Maury County -- Passed second consideration and held on the Clerk's desk.

House Bill No. 2438 -- Maury County -- Passed second consideration and held on the Clerk's desk.

House Bill No. 2439 -- Henderson -- Passed second consideration and held on Clerk's desk.

House Bill No. 2440 -- Bond Issues -- Passed second consideration and referred to the Finance, Ways, and Means Committee.

REPORTS FROM STANDING COMMITTEES

AGRICULTURE

MR. SPEAKER: Your Committee on Agriculture begs leave to report that we have carefully considered and recommend for passage: House Bill No. 1958; and recommend for adoption House Joint Resolutions Nos. 500, 501, 503, 504 and 505.

STALLINGS, Chairman.

Under the rules, House Bill No. 1958 and House Joint Resolutions Nos. 500, 501, 503, 504 and 505 were transmitted to the Committee on Calendar and Rules.

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COMMERCE

MR. SPEAKER: Your Committee on Commerce begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1476, 1535, 1549 (with amendment), 1617, 1727, 1941 1959, 2031 (with amendment), 2179 and 2390.

TANNER, Chairman.

Under the rules, House Bills Nos. 1476, 1535, 1549 (with amendment), 1617, 1727, 1941, 1959, 2031 (with amendment), 2179 and 2390, were transmitted to the Committee on Calendar and Rules.

CONSERVATION AND ENVIRONMENT

MR. SPEAKER: Your Committee on Conservation and Environment begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1470, 1589 (with amendment), 1593, 1596.

HILLIS, Chairman.

Under the rules, House Bills Nos. 1470, 1589 (with amendment), 1593 and 1596 were transmitted to the Committee on Calendar and Rules.

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1752 (with amendment), 1969, 2057, 2150 and 2294 (with amendment).

We further recommend that, pursuant to **House Rule No. 72**, House Bill No. 1537 be referred to the Committee on Finance, Ways and Means.

DAVIDSON, Chairman.

Under the rules, House Bills Nos. 1752 (with amendment), 1969, 2057, 2150 and 2294 (with amendment) were transmitted to the Committee on Calendar and Rules.

Pursuant to **House Rule No. 72**, the Speaker referred House Bill No. 1537 to the Committee on Finance, Ways and Means.

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FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1732, 1734, 1737, 1739 (with amendment), 1740, 1742, 1765, 1851, 1989 (with amendment), 1992 and 2335.

BRAGG, Chairman.

Under the rules, House Bills Nos. 1732, 1734, 1737, 1739 (with amendment), 1740, 1742, 1765, 1851, 1989 (with amendment), 1992 and 2335 were transmitted to the Committee on Calendar and Rules.

GENERAL WELFARE

MR. SPEAKER: Your Committee on General Welfare begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1449, 1774 (with amendment), 1975 (with amendment), 1979, 2153, 2342, 2344, 2345, 2346, 2370 and 2432.

We further recommend that, pursuant to **House Rule No. 72**, House Bill No. 2037 be referred to Committee on Finance, Ways and Means.

STARNES, Chairman.

Under the rules, House Bills Nos. 1449, 1774 (with amendment), 1975 (with amendment), 1979, 2153, 2342, 2344, 2345, 2346, 2370 and 2432 were transmitted to the Committee on Calendar and Rules.

Pursuant to **House Rule No. 72**, the Speaker referred House Bill No. 2037 to the Committee on Finance, Ways and Means.

GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1408, 1409 (with amendment), 1419, 1425, 1607 (with amendment).

We further recommend that House Bill 1967 be referred to the Committee on Conservation and Environment.

KING, Chairman.

Under the rules, House Bills Nos. 1408, 1409 (with amendment), 1419, 1425, 1607 (with amendment) were transmitted to the Committee on Calendar and Rules.

The Speaker referred House Bill No. 1967 to the Committee on Conservation and Environment.

WEDNESDAY, FEBRUARY 17, 1988 -- FIFTY-EIGHTH LEGISLATIVE DAY

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1436, 1445, 1555, 1578 (with amendment), 1747 (with amendment) and 1762.

BUCK, Chairman.

Under the rules, House Bills Nos. 1436, 1445, 1555, 1578 (with amendment), 1747 (with amendment) and 1762 were transmitted to the Committee on Calendar and Rules.

LABOR AND CONSUMER AFFAIRS

MR. SPEAKER: Your Committee on Labor and Consumer Affairs begs leave to report that we have carefully considered and recommend that, pursuant to **House Rule No. 72**, House Bill No. 2055 (with amendment) be referred to the Committee on Finance, Ways and Means.

ELLIS, Chairman.

Pursuant to **House Rule No. 72**, the Speaker referred House Bill No. 2055 (with amendment) to the Committee on Finance, Ways and Means.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1431 (with amendment), 1461, 1496, 1499, 1501 (with amendment), 1504, 1511, 1572, 1579, 1613 (with amendment), 1715, 1839, 1862, 1863 (with amendment), 1864 (with amendment), 1865, 1866, 1869, 1917 and 1945 (with amendment); and recommend for adoption House Joint Resolution No. 495.

MILLER, Chairman.

Under the rules, House Bills Nos. 1431 (with amendment), 1461, 1496, 1499, 1501 (with amendment), 1504, 1511, 1572, 1579, 1613 (with amendment), 1715, 1839, 1862, 1863 (with amendment), 1864 (with amendment), 1865, 1866, 1869, 1917 and 1945 (with amendment); and House Joint Resolution No. 495 were transmitted to the Committee on Calendar and Rules.

WEDNESDAY, FEBRUARY 17, 1966 — FIFTY-EIGHTH LEGISLATIVE DAY

TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1448, 1543, 1551 (with amendment), 1861, 1922, 1991, 1997, 2235 (with amendment), 2240, 2362, 2367 (with amendment), 2391, 2427, 2428, and 2429; and recommend for adoption House Joint Resolution No. 486.

ROBINSON, Chairman.

Under the rules, House Bills Nos. 1448, 1543, 1551 (with amendment), 1861, 1922, 1991, 1997, 2235 (with amendment), 2240, 2362, 2367 (with amendment), 2391, 2427, 2428, and 2429; and House Joint Resolution No. 486 were transmitted to the Committee on Calendar and Rules.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 2007 and 2030; also, House Joint Resolutions Nos. 477, 479, 480, 481, 490, 493, 494, 496, 497, 498, 506, 508 and 509; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 488, as requested.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 2007 and 2030; and House Joint Resolutions Nos. 477, 479, 480, 481, 490, 493, 494, 496, 497, 498, 506, 508 and 509 for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

WEDNESDAY, FEBRUARY 17, 1988 -- FIFTY-EIGHTH LEGISLATIVE DAY

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1388, 1581, 1681, 1713, 1766, 1767, 1771 and 2216; and House Joint Resolutions Nos. 517, 519 and 521; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 510, 511 and 522; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 93; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1484, 1583, 1584, 1737 and 2065; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 510, 511 and 522; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

WEDNESDAY, FEBRUARY 17, 1968 -- FIFTY-EIGHTH LEGISLATIVE DAY

SIGNED

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 510, 511 and 522.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 510, 511 and 522; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1506; also, Senate Joint Resolutions Nos. 322, 323, 324, 325, 327, 328, 337 and 338; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 496, 1291, 1570, 1803, 2007 and 2030; House Joint Resolutions Nos. 374, 415, 416, 417, 463, 465, 469, 471, 472, 477, 479, 480, 481, 487, 490, 493, 494, 496, 497, 498, 506, 508, 509 and 513, with his approval.

DAVID H. WELLES,
Counsel to the Governor.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 510, 511 and 522 for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bill No. 1506 and; Senate Joint Resolutions Nos. 322, 323, 324, 325, 327, 328, 337 and 338.

WEDNESDAY, FEBRUARY 17, 1988 -- FIFTY-EIGHTH LEGISLATIVE DAY

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following additional bills on the Calendar for Monday, February 22, 1988: House Bills Nos. 1437 and 1829.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, February 24, 1988: House Bills Nos. 1994, 1995, 1872, 1636, 1585, 1354, 1381, 1417, 1427 and 1525.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, February 25, 1988: House Bills Nos. 1485, 1378, 1574, 1769, 1669 and 1364.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills and/or resolutions on the Consent Calendar for Thursday, February 18, 1988: House Joint Resolutions Nos. 523, 524, 525 and 526; and Senate Joint Resolutions Nos. 343, 344, 347 and 348.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills and/or resolutions on the Consent Calendar for Wednesday, February 24, 1988: House Bills Nos. 1380, 1724, 1352, 1382, 1410, 1411, 1424 and 1897.

PHILLIPS, Chairman.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussey, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray -- 98.

On motion of Rep. Naifeh, the House adjourned until 9:00 a.m., Thursday, February 18, 1988.